

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA**

(1) LESLIE BRIGGS, as next friend of T.W.
and B.S.;
(2) EVAN WATSON, as next friend of C.R.;
and,
(3) HENRY A. MEYER, III, as next friend of
A.M., for themselves and for others similarly
situated,

Plaintiffs,

v.

(1) CARRIE SLATTON-HODGES, in her
official capacity as the Commissioner of the
Oklahoma Department of Mental Health and
Substance Abuse Services; and
(2) CRYSTAL HERNANDEZ, in her official
capacity as Executive Director of the
Oklahoma Forensic Center,

Defendants.

Case No.: 23-cv-00081-GKF-JFJ

JOINT MOTION TO AMEND STIPULATED PROTECTIVE ORDER

For their Joint Motion to Amend Stipulated Protective Order, the Parties state the following:

1. At the request of the Parties, the Court entered a Stipulated Protective Order in this matter on April 11, 2023. Doc. 18.
2. Since the Stipulated Protective Order has been entered, the Parties have begun conducting discovery and exchanging documents in this matter.
3. During the course of discovery, the Parties have determined that there are documents which contain Patient History Information (“PHI”), and Patient Identifying Information (“PII”) which is protected by both Federal and State Law.
4. As such, the Parties may not exchange PHI and PII documents without either heavily redacting those documents or without having the necessary language under 42 C.F.R. §§ 2.1 *et seq.* and 43A O.S. § 1-109 in the protective order.

5. The Parties agree that Patient History Information and PII may be relevant to resolving the underlying issues in this matter.

WHEREFORE, The Parties respectfully request this Court to amend the Stipulated Protective Order to include language which covers Patient History Information and Patient Identifying Information in compliance with 42 C.F.R. §§ 2.1 *et seq.* and 43A O.S. § 1-109.

Respectfully submitted,

/s/ Devan A. Pederson

DEVAN A. PEDERSON, OBA#16576

ERIN M. MOORE, OBA#20787

TRACY E. NEEL, OBA#33574

Assistant Attorneys General

Oklahoma Attorney General's Office

313 NE 21st Street

Oklahoma City, OK 73105

Telephone: (405) 521-3921

Facsimile: (405) 521-4518

Email: devan.pederson@oag.ok.gov

Erin.Moore@oag.ok.gov

Tracy.neel@oag.ok.gov

*Attorneys for Defendants Carrie Slatton-Hodges and
Crystal Hernandez*

*/s/ Paul DeMuro – signed by Devan A. Pederson with
Permission*

PAUL DEMURO, OBA#17605

DAVID W. LEIMBACH, OBA#33310

FREDERIC DORWART, OBA#2436

Frederic Dorwart, Lawyers PLLC

124 East 4th Street

Tulsa, OK 74103

Telephone: (918) 583-9957

Facsimile: (918) 583-8251

Email: pdemuro@fdlaw.com

dleimbach@fdlaw.com

fdorwart@fdlaw.com

*Attorney for Plaintiffs Leslie Briggs, as next friend of T.W.
and B.S., Evan Watson, as next friend of C.R., and Henry
A. Meyer, III, as next friend of A.M., for themselves and
for other similarly situated*

*/s/Nick Southerland – signed by Devan A. Pederson with
Permission*

NICK SOUTHERLAND, OBA#31234

BRIAN S. WILKERSON, OBA#17165

Oklahoma Disability Law Center, Inc.

5555 E. 71st St., Suite 9100

Tulsa, OK 74136

Telephone: (918) 743-6220

Facsimile: (918) 743-7157

Email: nick@okdlc.org

brian@okdlc.org

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of May, 2023, I electronically transmitted the foregoing document to the Clerk of the Court using the ECF System for filing and transmittal of a Notice of Electronic Filing to counsel of record who are ECF registrants.

/s/Devan A. Pederson

Devan A. Pederson